



**Department of Homeland Security**

**9111-97**

**U.S. Citizenship and Immigration Services**

**[OMB Control Number 1615-NEW]**

**Agency Information Collection Activities:** Consideration of Deferred Action for Childhood Arrivals, Form I-821D, New Information Collection; Emergency Submission to the Office of Management and Budget; Comment Request.

**Action:** 30-Day Notice of Information Collection Under Review:

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The Department of Homeland Security (DHS), U.S. Citizenship and Immigration Services (USCIS), submitted the following emergency information collection request, utilizing emergency review procedures, to the Office of Management and Budget (OMB) for review and clearance in accordance with the Paperwork Reduction Act of 1995 (Pub.L.104-13, 44 U.S.C. 35). The purpose of this notice is to allow 30 days for public comments. Comments are encouraged and will be accepted until [Insert date 30 days from date of publication in the FEDERAL REGISTER]. This process is conducted in accordance with 5 CFR 1320.10 and 5 CFR 1320.13.

Written comments and/or suggestions regarding the item(s) contained in this notice, especially regarding the estimated public burden and associated response time, should be directed to DHS, and to the Office of Information and Regulatory Affairs, OMB, USCIS Desk Officer. Comments may be submitted to: USCIS, Chief, Regulatory Coordination Division, Office of Policy and Strategy, 20 Massachusetts Avenue, Washington, DC 20529-2020. Comments may also be submitted to DHS via e-mail at [USCISFRComment@dhs.gov](mailto:USCISFRComment@dhs.gov) or via the Federal eRulemaking Portal at [www.Regulations.gov](http://www.Regulations.gov) under e-Docket ID number USCIS-2012-

0012, and to the OMB USCIS Desk Officer via facsimile at 202-395-5806 or via e-mail at [oir\\_submission@omb.eop.gov](mailto:oir_submission@omb.eop.gov). All submissions received must include the agency name and e-Docket ID. When submitting comments by e-mail please make sure to add "Request for Deferred Action for Childhood Arrivals, 1615-NEW" in the subject box.

Regardless of the method used for submitting comments or material, all submissions will be posted, without change, to the Federal eRulemaking Portal at <http://www.Regulations.gov>, and will include any personal information you provide. Therefore, submitting this information makes it public. You may wish to consider limiting the amount of personal information that you provide in any voluntary submission you make to DHS. DHS may withhold information provided in comments for public viewing that it determines may impact the privacy of an individual or is offensive. For additional information please read the Privacy Act notice that is available via the link in the footer of <http://www.Regulations.gov>.

Note: The address listed in this notice should only be used to submit comments concerning this information collection. Please do not submit requests for individual case status inquiries to this address. If you are seeking information about the status of your individual case, please check "My Case Status" online at <https://egov.uscis.gov/cris/Dashboard.do>, or call the USCIS National Customer Service Center at 1-800-375-5283.

Written comments and suggestions from the public and affected agencies should address one or more of the following four points:

- (1) Evaluate whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- (2) Evaluate the accuracy of the agency's estimate of the burden of the collection of

- information, including the validity of the methodology and assumptions used;
- (3) Enhance the quality, utility, and clarity of the information to be collected; and
  - (4) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques, or other forms of information technology, e.g., permitting electronic submission of responses.

Overview of this information collection:

- (1) **Type of Information Collection:** New information collection.
- (2) **Title of the Form/Collection:** Consideration of Deferred Action for Childhood Arrivals.
- (3) **Agency form number, if any, and the applicable component of the Department of Homeland Security sponsoring the collection:** Form I-821D, USCIS.

- (4) **Affected public who will be asked or required to respond, as well as a brief abstract:**

Primary: Individuals or households. The information collected on this form is used by USCIS to determine eligibility of certain individuals who were brought to the United States as children and meet the following guidelines to be considered for deferred action for childhood arrivals:

1. Were under the age of 31 as of June 15, 2012;
2. Came to the United States before reaching their 16th birthday;
3. Have continuously resided in the United States since June 15, 2007, up to the present time;
4. Were present in the United States on June 15, 2012, and at the time of making their request for consideration of deferred action with USCIS;

5. Entered without inspection before June 15, 2012, or their lawful immigration status expired as of June 15, 2012;
6. Are currently in school, have graduated or obtained a certificate of completion from high school, have obtained a general education development certificate, or are an honorably discharged veteran of the Coast Guard or Armed Forces of the United States; and
7. Have not been convicted of a felony, significant misdemeanor, three or more other misdemeanors, and do not otherwise pose a threat to national security or public safety.

These individuals will be considered for relief from removal from the United States or from being placed into removal proceedings as part of the deferred action for childhood arrivals process. Those who submit requests with USCIS and demonstrate that they meet the threshold guidelines may have removal action in their case deferred for a period of two years, subject to renewal (if not terminated), based on an individualized, case by case assessment of the individual's equities. Only those individuals who can demonstrate, through verifiable documentation, that they meet the threshold guidelines will be considered for deferred action for childhood arrivals, except in exceptional circumstances.

- (5) **An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:** 1,041,300 responses at 2 hours and 45 minutes (2.75 hours) per response.

(6) **An estimate of the total public burden (in hours) associated with the collection:**

2,863,575 annual burden hours.

If you need a copy of the information collection instrument, or additional information, please visit the Federal eRulemaking Portal at <http://www.Regulations.gov>. We may also be contacted at USCIS, Regulatory Coordination Division, Office of Policy and Strategy, 20 Massachusetts Avenue, NW., Washington, DC 20529-2020, Telephone number 202-272-1740.

August 14, 2012

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**Laura Dawkins**

**Date**

Chief,

Regulatory Coordination Division,

Office of Policy and Strategy,

U.S. Citizenship and Immigration Services,

Department of Homeland Security.

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